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Attorney for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JAY S. LINGENFELTER,)	No.: 3:12-cv-03114- JST
)	
Plaintiff,)	
)	
v.)	STIPULATION AND ORDER FOR
)	DISMISSAL
CAROLYN W. COLVIN, ¹)	
Acting Commissioner,)	
Social Security Administration,)	
)	
Defendant.)	
)	

Plaintiff and Defendant, through their respective attorneys, hereby stipulate that this matter be dismissed in its entirety without prejudice. Each party shall bear their own attorney's fees and costs.

¹ Carolyn W. Colvin became the Acting Commissioner of Social Security on February 14, 2013. Pursuant to Rule 25(d)(1) of the Federal Rules of Civil Procedure, Carolyn W. Colvin should be substituted for Commissioner Michael J. Astrue as Defendant in this suit. No further action need be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

MELINDA L. HAAG
United States Attorney

Dated: April 15, 2013

/s/
ANNABELLE J. YANG
Special Assistant U.S. Attorney
Social Security Administration
Attorney for the Defendant

Dated: April 15, 2013

/s/
HARVEY P. SACKETT
Attorney for Plaintiff
JAY S. LINGENFELTER

IT IS SO ORDERED.

Dated: April 15, 2013


HON. JON S. TIGAR
United States District Judge